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MCDERMOTT, WILL & EMERY

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GROUP 1600

FROM:

Attorney:	<u>Willem F. Gadiano</u>	Direct Phone:	<u>202-756-8373</u>
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Client/Matter/Tkpr:	<u>45112-081</u>	Date:	<u>9/24/2001</u>
		Time Sent:	<u></u>
		Number of pages including this page:	<u>2</u>

TO:

Name:	<u>Assistant Commissioner for Patents</u>	Facsimile No.	<u>703-308-2742</u>
	<u>c/o EXR. N. LEVY</u>		
Company:	<u>USPTO Group 1616</u>	Contact No.	<u>703-308-3909</u>

Attached for filing in Application Serial No. 09/604,157 is:

1) Confirmation of Telephone Election

Docket No.: 45112-081

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

8

In re Application of

Steven M. BESSETTE

Serial No.: 09/604,157

Filed: June 28, 2000

Group Art Unit: 1616

Examiner: N. Levy

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SEP 25 2001
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For: PESTICIDAL COMPOSITIONS CONTAINING MENTHYLL SALICYLATE

CONFIRMATION OF TELEPHONE ELECTIONAssistant Commissioner for Patents
Washington, DC 20231

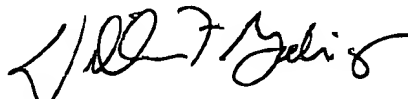
Dear Sir:

On September 18, 2001, Examiner Levy contacted Applicants' undersigned attorney to assert a telephonic election of species requirement. On September 19, 2001, Applicants elected, with traverse, **Group I** (claims 1, 2, 3 and 7) and the plant essential oil species of **benzyl alcohol** for initial prosecution on the merits. The elections were made with traverse because no reasons for the restriction and election of species requirements exist on the written record.

Please grant any extension of time deemed necessary. Please charge any deficient fees, or credit any overpayment in fees, to Deposit Account No. 50-0417.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

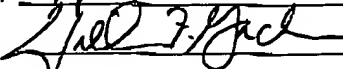
Willem F. Gadiano
Registration No. 37,136600 13th Street, N.W.
Washington, DC 20005-3096
(202) 756-8000
Date: September 24, 2001**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this document (including any paper referred to as being attached or enclosed) is being sent to the U.S. Patent and Trademark Office via facsimile transmission to (703) 305-2742 on the date indicated below, with a coversheet addressed to Assistant Commissioner for Patents, U.S. Patent and Trademark Office, Washington, D.C., 20231.

Date:

Sept. 24, 2001

By:



Willem F. Gadiano, Registration No. 37,136